

ESTTA Tracking number: **ESTTA564255**

Filing date: **10/10/2013**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92054573
Party	Plaintiff LayerZero Power Systems, Inc.
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Date	10/10/2013
Attachments	02194358.PDF(72092 bytes ) 02194361.PDF(59228 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the Matter of Registration Nos.: 3,998,542 and 3,998,543  
For the Marks: LAYER ZERO and LAYER 0  
Issued on: July 19, 2011

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***LAYERZERO POWER SYSTEMS, INC.,***

Petitioner,

v.

***ORTRONICS, INC.,***

Registrant.

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Cancellation No. 92054573

**PETITIONER'S FOURTH NOTICE OF RELIANCE**

Pursuant to Trademark Rule 2.122(d) and TBMP §704.03(b), Petitioner, LayerZero Power Systems, Inc. ("Petitioner" or "LayerZero"), by and through its attorneys, hereby gives notice that it will or may rely upon the following materials relevant to the issues in the above-captioned proceeding, copies of which are attached to this Notice.

1. True and accurate copies of the U.S. Patent and Trademark Office's TESS database printout for U.S. Registration No. 3,045,151 for the mark "ORTRONICS" listing Registrant, Ortronics, Inc. as the current owner and a copy of U.S. Registration No. 3,045,151 for the mark "ORTRONICS" are attached hereto as Exhibit K.

Dated: October 10, 2013

Respectfully submitted,

s/Raymond Rundelli/

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on October 10, 2013, a copy of the foregoing was served on Registrant Ortronics, Inc. below via email to:

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**EXHIBIT K**



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# ORTRONICS

<b>Word Mark</b>	<b>ORTRONICS</b>
<b>Goods and Services</b>	IC 009. US 021 023 026 036 038. G & S: Equipment for voice and data communications systems, namely, cabinets, jacks, racks, panels, face plates, connectors, adapters, terminations, jumpers, wiring blocks, connecting blocks, baluns, media filters, and gender changers, fiber optic and metallic cables; computer programs for designing wire management, cable layout and labeling systems for use in telecommunication systems; computer workstation products, namely, outlet boxes and face plates, modules, receptacles and bezels; access points for wireless computer networks; and power injectors to supply power over communication networks. FIRST USE: 19990901. FIRST USE IN COMMERCE: 19990901
<b>Mark Drawing Code</b>	(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
<b>Design Search Code</b>	01.07.08 - Globes with bars, bands or wavy lines, excluding meridian or parallel lines
<b>Serial Number</b>	78453184
<b>Filing Date</b>	July 20, 2004
<b>Current Basis</b>	1A
<b>Original Filing Basis</b>	1A
<b>Published for Opposition</b>	October 25, 2005
<b>Registration Number</b>	3045151
<b>International Registration Number</b>	0836789
<b>Registration Date</b>	January 17, 2006
<b>Owner</b>	(REGISTRANT) Ortronics Inc. CORPORATION CONNECTICUT 125 Eugene O'Neill Drive New London CONNECTICUT 06320
<b>Attorney of Record</b>	Mark D. Giarratana, Esq.

**Prior Registrations** 2156755  
**Description of Mark** Color is not claimed as a feature of the mark. The mark consists of The word ORTRONICS with a Globe Design.  
**Type of Mark** TRADEMARK  
**Register** PRINCIPAL  
**Affidavit Text** SECT 15. SECT 8 (6-YR).  
**Live/Dead Indicator** LIVE

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Int. Cl.: 9

Prior U.S. Cls.: 21, 23, 26, 36 and 38

Reg. No. 3,045,151

United States Patent and Trademark Office

Registered Jan. 17, 2006

TRADEMARK  
PRINCIPAL REGISTER



ORTRONICS INC. (CONNECTICUT CORPORATION)  
725 MCGINNIS O'HILL DRIVE  
NEW LONDON, CT 06320

FOR: EQUIPMENT FOR VOICE AND DATA COMMUNICATIONS SYSTEMS, NAMELY, CABINETS, JACKS, RACKS, PANELS, FACE PLATES, CONNECTORS, ADAPTERS, TERMINATIONS, JUMPERS, WIRING BLOCKS, CONNECTING BLOCKS, BALUNS, MEDIA FILTERS, AND GENDER CHANGERS; FIBER OPTIC AND METALLIC CABLES; COMPUTER PROGRAMS FOR DESIGNING WIRE MANAGEMENT, CABLE LAYOUT AND LABELING SYSTEMS FOR USE IN TELECOMMUNICATION SYSTEMS; COMPUTER WORKSTATION PRODUCTS, NAMELY, OUTLET BOXES AND FACE PLATES, MODULES, RECEPTACLES

AND BEZELS; ACCESS POINTS FOR WIRELESS COMPUTER NETWORKS; AND POWER INJECTORS TO SUPPLY POWER OVER COMMUNICATION NETWORKS, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 9-1-1999; IN COMMERCE 9-1-1999.

OWNER OF U.S. REG. NO. 2,756,755.

THE MARK CONSISTS OF THE WORD ORTRONICS WITH A GLOBE DESIGN.

SER. NO. 78-453,184. FILED 7-20-2004

DAWN FELDMAN, EXAMINING ATTORNEY